

On motion of Mr. Throckmorton, a bill to amend an act for the relief of Arthur G. Wavil, was taken from the table and read a third time.

On motion of Mr. Caldwell the 1st section of the bill was amended by inserting after the word "contract." Provided the number does not exceed one hundred and twenty.

The bill was then passed by the following vote :

YEAS—Messrs. Caldwell, Erath, Herbert, Hyde, Lott, McCulloch, Maverick, Paschel, Potter, Quinan, Scarborough, Shepard, Stockdale, Taylor of Fannin, Taylor of Houston and Throckmorton—16.

NAYS—Messrs. Burroughs, Fall, Graham, Grimes, Guinn, Martin, Pirkey, Russell, Taylor of Cass, Truit, Walker, Wigfall and Wren—13.

A message was received from the House informing the Senate that the House had appointed Messrs. Lee, Shannon, Wood and Everett, a committee on the part of the House to act in conjunction with the Senate's committee in the investigation of the report of the Commissioner of Claims.

On motion of Mr. Lott the Senate adjourned until to-morrow morning at ten o'clock.

WEDNESDAY, November 18, 1857.

The Senate met pursuant to adjournment—prayer by the Chaplain—roll called—quorum present.

The Journal of yesterday was read and adopted.

A message was received from the House informing the Senate that the House had passed

A Senate bill for the relief of John Barton, with an amendment.

Also the following bills originating in the House :

A bill to release Wm. Wallace Gordon from minority ; and

A bill to authorize and require all forced sales of real estate or Negroes, and sales of real estate or Negroes made by Executors and Administrators in the county of Travis ; to be made on Congress Avenue at the South-East corner of Block No. seventy.

And also that the House had appointed Messrs. Wælder, Barnard, Clow, Hall and Crawford a Special committee to act in conjunction with the committee on the part of the Senate, to take into consideration the Message of the Governor, relating to the depredations of certain lawless persons

upon citizens of Mexican origin, engaged in transporting merchandize from Lavaca to San Antonio.

Mr. Russell, Chairman of the committee on Engrossed Bills, reported

A bill for the relief of Eli H. Page.

A bill for the relief of Matthias Ward.

A bill for the relief of the heirs of George Brinlee, and

A bill to amend an act for the relief of Arthur G. Wavil ; correctly engrossed.

Mr. Paschal, Chairman of the committee on Internal Improvements, made the following report :

The committee on Internal Improvements to which was referred a bill to incorporate the Columbus, San Antonio and Rio Grande Railroad Company, have considered the same and instruct me to report the same back to the Senate, and recommend its passage with the following amendments :

Amend the 1st Section by striking out all after the name of "C. Ballard" and before the name of Geo. W. Smith" 4th line, and inserting "R. M. Tevis, Wm. Herbert, A. M. Campbell, James Vance, Thomas J. Pilgrim, E. B. Nichols," and

Amend 2nd Section by adding after "Rio Grande" in the last line, "at a point not more than five miles below Eagle Pass, nor more than forty miles above the same."

Amend 5th Section by adding after "from" in 18th line in lieu of "non election, resignation, death."

Amend, by adopting the following as a substitute for Section 12 :

That if said Railway is not commenced within two years from the granting of this Charter, and at least twenty-five miles are not in running order within four years from the date of this Charter, and twenty-five miles additional road constructed each and every year thereafter, till the same reaches San Antonio, then this Charter shall be null and void ; *Provided* however, that if said Railway shall form a connection with the San Antonio and Mexican Gulf Railroad East of San Antonio, said company shall only be required to construct the road thence to San Antonio, at such time as they may deem proper, and said Company shall construct twelve miles of said Railway each and every year after reaching San Antonio, or in default thereof, forfeit the right of constructing the road beyond and West of San Antonio under this Charter.

Amend Section 15, by striking out all after "general laws" in 2d line, and before regulating in the 4th line, and insert in lieu thereof, "heretofore or which may hereafter be passed by the Legislature of this State," and after "company," in the 5th line add, "provided said Railway shall not be entitled to the benefits of the act to provide for the investment of the Special School fund, approved August 1856."

Amend Section 14, by inserting after the 1st word "that" the following:

"The capital stock of said Company for the present, shall not exceed one million of dollars; but which may be increased from time to time as the road advances, by consent of two thirds of the stock holders, in amount, so as not to exceed thirty thousand dollars per mile; *Provided* said Company shall not commence operations until two hundred thousand dollars of said stock shall have been subscribed, and of which, at least five per cent shall have been paid into the hands of the Commissioners," and

Amend Section 14 by adding after the last word "afore-said" and the said Company shall be authorized to exact and receive for the transportation of freights or passengers over said road or any part thereof, the same rates and tolls as by law are allowed to be exacted and received by the Buffalo Bayou and Colorado Railroad Company, and under the same conditions and restrictions.

Mr. McCulloch, Chairman of the committee on Counties and County Boundaries, made the following report.

The committee on Counties and County Boundaries to which was referred a bill to create the county of Buchanan, have had the same under consideration, and instruct me to report the same back to the Senate, and recommend its passage with the following amendment:

Amend, in 1st Section, strike out all after the words, "thence East," and insert, "to the West boundary of Palo Pinto county; thence with the West boundary line of said county to the beginning."

The committee on Counties and County Boundaries, to which was referred the petition of a portion of the citizens of the counties of Goliad, San Patricio and others, asking the creation of a new county, out of a portion of territory constituting those counties, have considered the same, and instruct me to report the accompanying bill, and recommend its passage.

A bill to create the county of Aransas, and attaching said county to the 14th Judicial District ; read 1st time

Mr. Herbert, Chairman of the Select committee, to which was referred a bill to permit free persons of African descent, to select their own masters and become slaves ; reported the same back to the Senate and recommend its passage.

Mr. Paschal introduced a bill to secure a speedy trial to parties accused of criminal offences in certain cases ; read 1st and 2d times and referred to the Judiciary committee.

Also a bill to declare which of the Judges elected, shall act as chief Justice of the Supreme Court ; read 1st and 2d times and referred to the same committee.

Mr. Pirkey introduced a bill for the relief of Wilson W. Wooten , read 1st and 2d times and referred to the committee on the Judiciary.

Mr. Taylor, of Houston, introduced a bill to amend the 21st Section of an act to organize County Courts, approved March 16th, 1848 ; read 1st and 2d times and referred to the committee on the Judiciary.

#### ORDERS OF THE DAY.

On motion of Mr. Taylor, of Cass, a Senate's bill for the relief of John Barton, which was passed by the House, with an amendment, was taken up, and the amendment concurred in by the Senate.

A bill to authorize the sale of the Public Domain, being the special order of the day was read.

On motion of Mr. Throckmorton, the Senate went into a committee of the Whole on the bill ; Mr. Grimes in the Chair.

After a partial consideration of the bill, the committee rose and through the Chairman, reported progress, and asked leave to sit again.

On motion of Mr. Guinn, a bill for the relief of the legal representatives of Eli Hart, reported by the committee on Claims and Accounts ; was read a 2d time and ordered to be engrossed.

On motion of Mr. Guinn, the rule was suspended, bill read a 3d time and passed.

A bill to create the county of Clay ; read and ordered to be engrossed.

Mr. Taylor, of Houston, Chairman of the committee on Enrolled Bills, reported

A bill for the relief of John Barton, correctly enrolled, properly signed and presented to the Governor.

A bill to repeal a portion of the 10th Section of the act of February 10th, 1852, entitled an act, relating to lands in Peters' Colony ; read 2d time.

On motion of Mr. Potter, the caption of the bill was amended by adding,

"And to prohibit patenting upon Certificates issued under the provisions of said Section of said act," and the bill amended by striking out all after the word "repealed," in the 9th line of the 1st Section, and inserting as follows, "and also so much of said Section of said act as authorizes locations and surveys to be made upon land Certificates issued by the County Court in said Peters' Colony, and the patenting of the same by the Commissioner of the General Land Office is hereby repealed, and the Commissioner of the General Land Office is hereby prohibited from patenting upon any surveys made upon land Certificates, issued under the provisions of said Sections of said act, since February 1st, 1855."

The bill was then ordered to be engrossed.

On motion of Mr. Taylor, of Fannin, the rule was suspended ; bill read 3d time and passed.

On motion of Mr. Taylor, of Fannin, the Senate adjourned, until to-morrow morning at 10 o'clock.

THURSDAY, November 19, 1857.

The Senate met pursuant to adjournment—Prayer by the Chaplain—roll called—quorum present.

The Journal of yesterday was read and adopted.

Mr. Truitt presented the petition of Geo. R. Rains ; referred to the committee on Private Land Claims.

Mr. Fall, from the committee on Engrossed Bills, reported, a bill to create the county of Clay, and a bill for the relief of the legal Representatives of Eli Hart, deceased, correctly engrossed.

Mr. Paschal, chairman of the committee on Internal Improvements, made the following report :

The committee on Internal Improvements to which was referred the bill to incorporate the Western Artesian Well Company, have had the same under consideration, and a ma-